THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.22353 of 2006

Dated: 30-10-2006

Between:

P. Krishnam Raju.

..... PETITIONER

AND

The Mandal Revenue Officer, Anandapuram, Visakhapatnam.

.....RESPONDENT

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.22353 of 2006

ORDER:

The Mandal Revenue Officer(MRO), Anandapuram, initiated action under the provisions of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977 (the Act, for brevity) and issued the impugned

show-cause notice dated 24-09-2006. Alleging that the land was originally assigned to ex-serviceman from whom the petitioner purchased, and therefore, the objection of inalienability does not apply to the facts of the case, present writ petition is filed.

Learned counsel for the petitioner reiterated the above submission, which is also the position taken in the affidavit accompanying the writ petition. It is now axiomatic that against show-cause notice, a writ petition would not lie. This Court, therefore, is not inclined to interfere in the matter at this stage. Liberty is given to the petitioner to approach MRO and submit representation/explanation along with relevant Government orders, which exempt alienation of assigned land in favour of others rigor to Sections 3(2) and 4 of the Act. As and when such representation is made before MRO, he may consider the same and pass appropriate orders.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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V.V.S.RAO, J

30th October, 2006

Note: Issue CC today.

B/o

ghn